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September 9, 2006

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Gary Hardy
8322 E. Dutchman Dr.
Mesa, AZ 85208

Arizona Corporation Commission
DOCKETED

SEP 14 2006

Docket Control
Arizona Corporation Commission
1200 W. Washington
Phoenix AZ 85007

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Re: S-20426A-05-0768

Dear Mr. Neubert:

I have received notice of a hearing in the above referenced matter scheduled for September 21, 2006 at 10:30 AM.

I have also received a Grand Jury indictment related to a certain number of issues related to these matters. Therefore, as I stated in my previous answers, and on the advice of council, I decline to answer any of these charges, exercising my rights under the Fifth Amendment of the United States constitution.

If you still wish to conduct a hearing on these matters, I will be available to attend after the conclusion of the criminal matter presently before the court. CR 06-030945. My attorney for this matter is Paul Ivey at the Legal Defenders Office in Phoenix.

Sincerely,

Gary W Hardy

Cc: Marc Stern
Administrative Law Judge
Arizona Corporation Commission
1200 W. Washington
Phoenix, AZ 85007

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